

Laura A. Schroeder, NSB 3595  
Therese A. Ure, NSB 10255  
Schroeder Law Offices, P.C.  
440 Marsh Avenue  
Reno, Nevada 89509  
Telephone: (775) 786-8800  
Fax: (877) 600-4971  
Email: [counsel@water-law.com](mailto:counsel@water-law.com)

*Attorneys for Respondent Borges*

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

**Plaintiff(s),**

V.

ORR WATER DITCH CO., et al.,

**Defendant(s).**

Case No. 3:73-cv-00003-LDG  
In Equity A-3

## **STIPULATION AND ORDER FOR PARTIAL FINAL JUDGMENT**

Leslie G. Borges (“Respondent Borges”) and the Pyramid Lake Paiute Tribe (“Tribe”) (collectively, the “Parties”), through their respective counsel, stipulate to the following Order for a Partial Final Judgment dismissing Respondent Borges from the above-titled action as related to certain water rights referenced herein. The Parties respectfully request that said order be issued pursuant to Fed. R. Civ. P. 54(b).

22 Pursuant to the Court's Order dated March 28, 2008 (ECF No. 881), the Orr Ditch  
23 Petition was dismissed, without prejudice, as to each un-served respondent, i.e., those  
24 respondents who did not acknowledge mail service. Respondent Borges did not acknowledge  
25 service, and therefore was generally dismissed under the Court's Order of dismissal (ECF No.  
26 881). Because Respondent Borges remains a party to the above-titled action since no final



1 judgment has been entered, the parties agree that it is appropriate for the Court to issue an order  
 2 dismissing Respondent Borges as related to certain water rights more fully identified below:

PLPT Ref. No.	Township	Range	Section	QQ Section	Acres	TCID No.	Name
2945	20	26	33	5	2.8	836	Borges, Leslie G et. al
2946	20	26	33	7	7.2	836	Borges, Leslie G et. al
2947	20	26	33	6	3.3	836	Borges, Leslie G et. al
2948	20	26	33	1	5.2	836	Borges, Leslie G et. al
2949	20	26	33	2	6.1	836	Borges, Leslie G et. al
2950	20	26	33	4	4.9	836	Borges, Leslie G et. al
2951	20	26	33	8	0.2	836	Borges, Leslie G et. al
2952	20	26	34	4	0.1	836	Borges, Leslie G et. al
2953	20	26	33	3	6.7	836	Borges, Leslie G et. al

10 Based on the foregoing, the parties hereby stipulate and request the Court issue this Order  
 11 for Partial Final Judgment dismissing Respondent Borges from the above-titled action. All  
 12 parties to bear their own fees and costs.

13 RESPECTFULLY SUBMITTED BY:

14 Dated: 2/23/2017  
 15 SCHROEDER LAW OFFICES, P.C.

Dated: 2/23/2017  
 16 WOLF, RIFKIN, SHAPIRO, SCHULMAN &  
 17 RABKIN, LLP

18 By /s/ Therese A. Ure  
 19 Laura A. Schroeder, Esq.  
 20 Therese A. Ure, Esq.  
 21 440 Marsh Ave.  
 22 Reno, NV 89509  
 23 Phone: (775) 786-8800  
 24 Attorneys for Respondent Borges

By /s/ Christopher W. Mixson  
 17 Don Springmeyer, Esq.  
 18 Christopher W. Mixson, Esq.  
 19 5594-B Longley Lane  
 20 Reno, NV 89511  
 21 Phone: (775) 684-1222  
 22 Attorneys for Pyramid Lake Paiute Tribe

23 The stipulation of the parties is GRANTED.

24 IT IS SO ORDERED.

25 Dated: this 21 day of February, 2017.

26 By   
 27 United States District Judge  
 28 Lloyd D. George